

Right of Way
EAST PELHAM-DOUBLE OAK MTN 115 KV T.L. (TL-27-3-6)
BIRMINGHAM DIVISION
37111264-300

70163944

This instrument prepared by
AmSouth Bank as trustee
P. O. Box 10463
Birmingham, AL 35222
By: Frank Harris

20060526000250430 1/2 \$56.00
Shelby Cnty Judge of Probate, AL
05/26/2006 09:03:56AM FILED/CERT

STATE OF ALABAMA }
COUNTY OF SHELBY }

AmSouth Bank as Trustee of the Allen A. Johnson, Jr. Trust [hereinafter known as Grantor(s)], for and in consideration of the sum of Forty Two Thousand & No/100 Dollars (\$42,000.00) to AmSouth Bank as Trustee of the Allen A. Johnson, Jr. Trust in hand paid by Alabama Power Company, a corporation, (hereinafter known as Grantee), the receipt whereof is acknowledged, do hereby grant to said Alabama Power Company, its successors and assigns, the right to construct, operate and maintain electric transmission, communication lines and all towers, poles, conduits, conductors, cables, insulators, anchors, guy wires, counterpoise conductors, and all other appliances necessary or convenient in connection therewith from time to time over, under and across, a strip of land 20 feet in width, as said strip is now located by the final location survey thereof heretofore made by said Company, over, under and across the lands of which it is hereinafter described as being a part, together with all the rights and privileges necessary or convenient for the full enjoyment or use thereof for the purposes above described, including the right of ingress and egress to and from said strip and the right to cut, remove, or otherwise kill, and keep clear by any means, including chemicals, all trees and undergrowth and all other obstructions under, on or above said strip and the right to cut such timber outside of said strip which in falling would come within five (5) feet of any conductor on said strip, and the right to install, maintain and use anchors and guy wires on land adjacent to said strip, and the right to install grounding devices on grantors' fences now or hereafter located on such strip and on fences or other structures of grantors now or hereafter located adjacent to such strip, and the right to prevent the use of such strip as a parking area for automobiles or other vehicles, as a storage area for machinery or materials, or as a road other than a road crossing such strip at a location which does not endanger or interfere with works that have been or may at some future date be constructed on such strip, said strip and the lands of which the same is a part being described as follows:

A strip of land 20 feet in width which lie within the Southeast Quarter of the Southeast Quarter (SE ¼ of SE ¼) of Section 36; the West Half of the Southwest Quarter (W ½ of SW ¼) and the Northeast Quarter of the Southwest Quarter (NE ¼ of SW ¼) of Section 31, all being in Township 19 South, Range 01 West, Shelby County, Alabama, such strip being more particularly described as follows:

To reach the point of beginning, commence at the Southeast Corner of Section 36, Township 19 South, Range 02 West; thence run West along the South boundary line of said section a distance of 1334.91 feet to a point, thence turn a deflection angle to the right and run N49°48'37"E a distance of 333.47 feet to a point, thence turn a deflection angle to the right of 24°15'15" and run N74°03'52"E a distance of 256.88 feet to a point, such point being the point of beginning of the right of way herein described; therefrom, the strip is 20 feet in width and lies up to road right of way left of and 20 feet right of a survey line and the continuations thereof which begins at such point of beginning and continues N74°03'52"E a distance of 11.89 feet to a point; thence survey line turns a deflection angle to the left of 18°26'29" and runs N55°37'23"E a distance of 812.78 feet to a point; thence survey line turns a deflection angle to the right of 00°00'32" and runs N55°37'55"E a distance of 776.05 feet to a point; thence survey line turns a deflection angle to the right of 00°16'28" and runs N55°54'23"E a distance of 396.86 feet to a point; thence survey line turns a deflection angle to the right of 00°28'19" and runs N56°22'42"E a distance of 1655.10 feet to a point; thence survey line turns a deflection angle to the left of 00°16'43" and runs N56°09'59"E a distance of 444 feet, more or less, to a point, such point being the point of ending of the right of way herein described.

This instrument is executed without warranty or representation of any kind on part of the undersigned, express or implied, except that there are no liens or encumbrances outstanding against the premises conveyed which were created or suffered by the undersigned and not specifically excepted herein.

Shelby County, AL 05/26/2006
State of Alabama

Deed Tax:\$42.00

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This instrument is executed by the undersigned solely in the representative capacity named herein, and neither this instrument nor anything herein contained shall be construed as creating any indebtedness or obligation on the part of the undersigned in their individual or corporate capacity, and the undersigned expressly limits their liability hereunder to the property now or hereafter held by them in the representative capacity named.

TO HAVE AND TO HOLD the same to the said Grantee, its successors and assigns, forever. The grantors shall have the right to cultivate and use said strip of land for any purpose not inconsistent with the rights which the grantee may from time to time exercise hereunder.

IN WITNESS WHEREOF, the said AmSouth Bank as Trustee of Allen A. Johnson, Jr. Trust has caused this instrument to be executed, and its corporation seal to be affixed, on this the 18 day of April, 2006.

ATTEST:

AmSouth Bank as Trustee of the Allen A. Johnson, Jr. Trust

Anthony J. Edwards
By Anthony J. Edwards
ITS: Vice President

Frank Harris
By Frank Harris
ITS: Vice President

STATE OF ALABAMA }
COUNTY OF JEFFERSON }

I, Cheryl Ann Edwards, a Notary Public in and for said County in said County in said State, hereby certify that Frank Harris, whose name as Vice President respectively of AmSouth Bank a corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily, for and as the act of said corporation.

Given under my hand and official seal this the 18th day of April, 2006.

Cheryl Ann Edwards

My Commission Expires: 8/24/09


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